

IRISH LAND COMMISSION

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,

DURING THE MONTH OF

FEBRUARY, 1897.

Presented to Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

MONTH OF FEBRUARY, 1897.

Summary of Proceedings under "The Land Law Acts," up to the 28th day of February, 1897; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st January, 1897, . . .	186,914		Rents fixed—		
Applications received in month of February, 1897, . . .	464	186,378	By Chief Commission to 31st January, 1897, . . .	4,286	
			" in month of February, 1897, . . .	—	4,286
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Jan., 1897, . . .	9,639				
Do. in month of Feb., 1897, . . .	92	9,731	By Sub-Commissions to 31st January, 1897, . . .	159,340	
			" in month of February, 1897, . . .	153	159,493
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Jan., 1897, . . .	29,402				
Applications received in month of February, 1897, . . .	31	29,435	Dismissed—		
			To 31st January, 1897, . . .	8,011	
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st Jan., 1897, . . .	924		In month of February, 1897, . . .	42	8,053
" received in Feb., 1897, . . .	18	940			
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st January, 1897, . . .	1,393		Struck out—		
Do. in month of Feb., 1897, . . .	6	1,399	To 31st January, 1897, . . .	35,447	
			In month of February, 1897, . . .	18	35,465
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st January, 1897, . . .	187				
Do. in month of Feb., 1897, . . .	14	171	Withdrawn—		
			To 31st January, 1897, . . .	14,495	
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 28th February, 1897, . . .	8	8	In month of February, 1897, . . .	15	14,510
Total, . . .	—	228,060	Total disposed of, . . .	—	221,717

* These cases are also included in Redemption of Rent, Table (a.), page 7.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, when applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Jan., 1897,	14,768	15,368	Rents fixed— By Chief Commission to 31st Jan., 1897,	—	—
Applications received in month of February, 1897,	600		" in month of Feb., 1897,	—	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st Jan., 1897,	602	731	By Sub-Commissions to 31st Jan., 1897,	1,232	1,672
Do. in month of February, 1897,	129		" in month of Feb., 1897,	390	
			Dismissed— To 31st Jan., 1897,	19	28
			In Month of February, 1897,	9	
			Struck out— To 31st Jan., 1897,	75	112
			In month of February, 1897,	37	
			Withdrawn*— To 31st Jan., 1897,	11	22
			In month of February, 1897,	11	
Total,	—	16,099	Total disposed of,	—	1,634

* An application to fix a Fair Rent cannot be withdrawn, without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st January, 1897,	118,223
Do., do. in month of February, 1897,	226
Total,	118,449

SECOND STATUTORY TERM.

Agreements out of Court, in form 45, fixing Fair Rent for a Second Statutory Term to 31st January, 1897,	359
Do., do. in month of February, 1897,	157
Total,	516

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Redemption of Holdings, &c.): Applications received to 31st January, 1897,	1,519	1,527	Number disposed of to 31st Jan., 1897,	2,426
Applications received in month of February, 1897,	8		" in month of February, 1897,	2
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Redemption of Holdings, &c.) transferred from Civil Bill Courts to 31st January, 1897,	37	37		
Do. in month of February, 1897,	—			
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st January, 1897,	1,046	1,046		
Applications in month of February, 1897,	—			
Total,	—	2,510	Total disposed of,	2,428

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTOR TO HAVE LEASE OR GRANT EXTENDED SINCE 1ST JANUARY, 1886, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2.—FORM 50.

Number of Applications received to 23rd February, 1888,*	55	Leases or Grants declared void to 31st Jan., 1897,	22	
		" in month of February, 1897,	—	22
		Applications dismissed or struck out to 31st Jan., 1897,	30	
		" in month of February, 1897,	—	30
		Applications withdrawn or discontinued to 31st Jan., 1897,	3	
		" in month of February, 1897,	—	3
Total,	55	Total disposed of,	—	55

* The first defined in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st Jan., 1897,	14	Applications granted to 31st January, 1897,	2	
" in month of February, 1897,	—	" in month of February, 1897,	—	2
" Transferred from Civil Bill Courts to 31st January, 1897,	3	Applications dismissed or struck out to 31st Jan., 1897,	9	
" in month of February, 1897,	—	" in month of February, 1897,	—	9
	3	Applications withdrawn to 31st January, 1897,	3	
		" in month of February, 1897,	—	3
Total,	17	Total disposed of,	—	14

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883—1891.

Applications received to 31st Jan., 1897,	4,533	Rents Fixed to 31st Jan., 1897,	3,687	
" in February, 1897,	2	" in February, 1897,	30	3,717
		Applications dismissed, struck out, and withdrawn to 31st Jan., 1897,	371	
		" in February, 1897,	4	375
Total,	4,535	Total disposed of,	—	4,092

VI.—APPEALS TO FAIR RENTS, &c.
FIRST STATUTORY TERM.

Number of Appeals lodged to 31st January, 1897,	45,525	Number heard to 31st January, 1897,	23,943	
" " " in month of February, 1897,	114	" " " in month of February, 1897,	43	23,306
		Number dismissed or struck out to 31st Jan., 1897,	801	
		" " " in month of February, 1897,	—	801
		Number withdrawn to 31st January, 1897,	20,940	
		" " " in month of February, 1897,	35	20,975
		Total Number disposed of,	—	45,082
		Remaining to be disposed of,	—	537
Total,	45,639	Total,	—	45,639

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st January, 1897,	932	Number heard to 31st January, 1897,	184	
" " " in month of February, 1897,	268	" " " in month of February, 1897,	72	256
		Number dismissed or struck out to 31st Jan., 1897,	—	
		" " " in month of February, 1897,	—	—
		Number withdrawn to 31st January, 1897,	76	
		" " " in month of February, 1897,	83	159
		Total Number disposed of,	—	415
		Remaining to be disposed of,	—	785
Total,	1,200	Total,	—	1,200

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1883 AND 1885.

	Number.	Amount.
Loans applied for to 31st January, 1897,	29,607	£ 11,444,581
" " " in month of February, 1897,	—	—
Deduct Applications refused,	29,607 3,802	11,444,581 1,449,715
	25,805	9,994,866
Loans sanctioned to 31st January, 1897,	25,738	9,984,018
Loans sanctioned in month of February, 1897,	1	68
	25,739	9,984,086
Loans issued to 31st January, 1897,	25,327	9,982,445
Loans issued in month of February, 1897,	—	—
	25,327	9,982,445

VIII.—PURCHASE OF LAND (IRELAND) ACT, 1891 AND 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st January, 1897,	9,810	3,159,245		
" in February, 1897,	340	85,096	10,150	3,245,361
Loans applied for in cases of Purchase of Estates to 31st January, 1897,	2,767	701,318		
" in month of February, 1897,	—	—	2,767	701,318
Total number of Loans applied for to 28th February, 1897,	—	—	12,917	3,946,679
Less applications refused to 28th February, 1897,	662	291,469		
" " in cases of Purchase of Estates to 28th February, 1897,	739	216,754	1,401	508,223
Loans sanctioned to 31st January, 1897,	8,076	2,630,133	11,466	3,438,456
" in February, 1897,	216	56,879	8,292	2,677,005
Loans sanctioned in cases of Purchase of Estates to 31st January, 1897,	1,507	395,151		
" in February, 1897,	11	1,063	1,518	396,214
Total number of Loans sanctioned to 28th February, 1897,	—	—	9,810	3,073,239
Less applications rescinded by Order of Court to 28th February, 1897,	95	45,602		
" in cases of Purchase of Estates, by Order of Court to 28th February, 1897,	128	48,940	217	94,442
Loans issued to 31st January, 1897,	6,647	2,226,264	9,596	2,978,737
" in February, 1897,	188	40,878	6,835	2,266,142
" in cases of Purchase of Estates to 31st January, 1897,	1,190	296,951		
" in February, 1897,	11	2,327	1,201	299,278
" in cases under the Redemption of Rent Act, to 31st January, 1897,	58	60,340		
" in February, 1897,	—	—	58	60,340
			8,084	2,625,760

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st January,	1,090	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st January, 1897,	137	
" in February, 1897,	24	Number received in February, 1897,	1	136
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st January, 1897,	924	
		Number of cases in which time had expired for receiving consents in month of February, 1897,	16	940
		Number of cases in which applications have been received but where time for lodgment of consent has not expired	—	1,078
Total,	1,114	Total,	—	26
				1,114

* Applications treated as Fair Rent cases are also included in Fair Rent Table (x), page 2.

CIVIL BILL COURTS.

MONTH OF FEBRUARY, 1897.

Summary of Proceedings under the Land Law Acts as notified to the Irish Land Commission, up to the 28th day of February, 1897.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st January, 1897,	30,300		Rents fixed to 31st Jan., 1897,	17,194	
Applications received in month of February, 1897,	127		" in month of February, 1897,	35	
		30,427	Applications dismissed or struck out to 31st Jan., 1897,	3,873	17,229
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st January, 1897,	4,328		" in month of February, 1897,	3	
Applications received in month of February, 1897,	15		Applications withdrawn* to 31st January, 1897,	455	3,876
		4,343	" in month of February, 1897,	—	
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st Jan., 1897,	2,431		Applications transferred to Irish Land Commission Court to 31st Jan., 1896,	11,052	455
Applications received in month of February, 1897,	—		" in month of February, 1897,	98	
		2,431	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 31st January, 1897,		11,150
Applications received in month of February, 1897,	5		Applications transferred to the Irish Land Commission to the 28th February, 1897,		6
		23			
Total,	—	37,124	Total disposed of,	6	32,696

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st January, 1897,	1,192		Rents fixed to 31st Jan., 1897,	75	
Applications received in month of February, 1897,	192		" in month of February, 1897,	35	
			Applications dismissed or struck out to 31st Jan., 1897,	4	110
			" in month of February, 1897,	2	
			Applications withdrawn* to 31st January, 1897,	2	6
			" in month of February, 1897,	—	
			Applications transferred to Irish Land Commission, to 31st January, 1897,	602	2
			" in month of February, 1897,	129	
Total,	1,384		Total disposed of,	—	751
					849

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st January, 1897,	7,290
Do., do. in month of February, 1897,	3
Total,	7,293

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term, received to 28th February, 1897,	1
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II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Redemption of Holdings, &c.): Applications received to 31st January, 1897,	577		Number disposed of to 31st January, 1897,	318	
Applications received in month of February, 1897,	2		" in month of February, 1897,	—	318
Applications by Leaseholders to be declared Tenants of present Tenancies received to 31st January, 1897,	3	579	Transferred to Irish Land Commission Court to 31st Jan., 1897,	37	
Applications received in month of February, 1897,	—		Transferred in month of Feb., 1897,	—	37
		3			
Total,	—	582	Total disposed of,	—	355

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXERCISED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2)—FORM 80.

Number of Applications received to 31st February, 1888,†	6	Leases or Grants declared void to 31st Jan., 1897,	—	
		" in month of Feb., 1897,	—	
		Applications dismissed or struck out to 31st Jan., 1897,	6	
		" in month of Feb., 1897,	—	6
		Applications withdrawn or compromised to 31st January, 1897,	—	
		" in month of Feb., 1897,	—	
		Applications transferred to Irish Land Commission Court, to 31st January, 1897,	—	
		" in month of Feb., 1897,	—	
Total,	6	Total disposed of,	—	6

† The time limited in the Act for lodging an Application of this kind expired on the 31st February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING
UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 31st January, 1897,	22	Applications granted to 31st Jan., 1897,	3	
" in month of February, 1897,	—	" in month of February, 1897,	—	3
		Applications dismissed or struck out to 31st Jan., 1897,	4	
		" in month of February, 1897,	—	4
		Applications withdrawn to 31st January, 1897,	1	
		" in month of February, 1897,	—	1
		Applications transferred to Irish Land Commission Court to 31st January, 1897,	3	
		" in month of February, 1897,	—	3
Total,	22	Total disposed of,	—	11

Irish Land Commission, }
17th March, 1897. }

JOHN H. FRANKS.